

## **REMARKS**

### **TELEPHONE INTERVIEWS - DECEMBER 8, 2011 AND DECEMBER 9, 2011**

The courtesy extended to applicant's representative, Joseph J. Catanzaro, by Examiner Andrew Bainbridge, during telephone interviews conducted on December 8 and 9, 2011 is sincerely appreciated.

During the telephone interviews Examiner Bainbridge identified the following patents which were indicated to have been found during the continuing examination of the above-identified application:

1. US Patent No. 3,161,324 to O'Neill;
2. US Patent No. 3,288,559 to Couffer;
3. US Patent No. 3,679,104 to Giroud; and
4. US Patent No. 3,762,431 to Wilson, et al.

During the interviews the disclosures of each of these newly cited patents were discussed and the distinguishing features between the present invention and the disclosures of these patents were also discussed. It is respectfully submitted that none of these newly discovered patents disclose or suggest a container for liquid drink as claimed in the claims of the subject application considered individually or a part, or in combination with the art of record in this application.

In particular, none of the newly found patents are directed to a compact container having the adjustable features such as for example, the threaded rotatable cap as is disclosed and recited in the claims of the present application.

In addition, the following previously cited patents were discussed:

1. US Patent No. 3,233,780 to Cheely;
2. US Patent No. 4,479,520 to Holben; and
3. US Patent No. 3,024,800 to Lewis.

In the discussion during the afore-mentioned telephone interviews, it was indicated that none of these patents disclose or suggested the deficiencies of any of the newly found patents listed hereinabove. Accordingly, is respectfully submitted that the claim of the present application are neither disclosed nor suggested by the art of record, considered individually or in combination with themselves, in whole or in part. .

#### **EXAMINER'S AMENDMENT**

During the aforementioned interviews, it was agreed that Claim 27 would be amended by the Examiner by inserting at line 9, the expression

- - and said end wall - -

after "said end wall" and before the comma.

In addition, it was agreed that Claim 27, line 18 (last line) would be amended by Examiner's Amendment to insert:

- - to facilitate manual rotation - -

after "said chamber" and before the period.

During the aforementioned interviews it was also agreed that previously withdrawn dependent claims 6 and 12 would be reinstated.

In addition, during the aforementioned interviews it was agreed that previously withdrawn independent Claim 15 would be amended by the Examiner to be dependent upon Claim 21, and that Claim 15 would be reinstated.

The present Amendment of the claims is intended to complement the amendment of the Claims which was authorized to be made by the Examiner during the aforementioned interview.

Allowance of the claims of the present application is respectfully requested.

#### **NEW CLAIMS**

As discussed during the aforementioned telephone interviews, new Claims 34-38 are submitted herewith to recite aspects of the present invention to which applicant is believed to be entitled.

Allowance of all of the claims is respectfully requested.

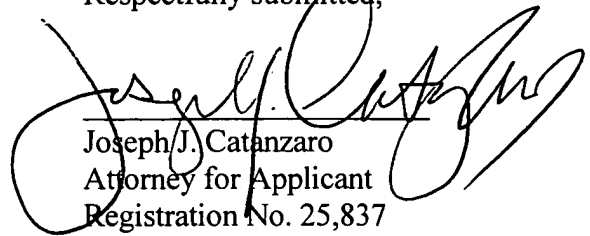
#### **FEE(S)**

A check in the amount of \$110 to cover the additional claim fee is enclosed. In particular, since independent Claim 15 will be amended by the Examiner to be dependent upon Claim 21, a large entity dependent fee of \$60 will now apply for Claim 15.

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Please charge any fee(s) which may be due and which have not been submitted herewith, or credit any overpayment, to the firm's Deposit Account No. 01-0035.

Respectfully submitted,



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